

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO

JUDGMENT IN A CIVIL CASE

GREGORY S. BACKUS,

Petitioner,

CASE NO. 2:08-cv-785

JUDGE MARBLEY

MAGISTRATE JUDGE ABEL

v.

MICHAEL SHEETS, Warden,

Respondent.

☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

☐ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

☒ **Decision by Court.** This action was decided by the Court without a trial or hearing.

IT IS ORDERED AND ADJUDGED That pursuant to the December 5, 2008 Opinion and Order, Petitioner's objections are **OVERRULED**. The Report and Recommendation is **ADOPTED AND AFFIRMED**. This action is hereby **DISMISSED**.

Date: December 5, 2008

James Bonini, Clerk

s/Betty L. Clark

Betty L. Clark/Deputy Clerk